

ORIGINAL

Serial No. **75453**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office MAR 16 2007  
 Returned to applicant for correction MAR 27 2007  
 Corrected application filed \_\_\_\_\_ Map filed \_\_\_\_\_

The applicant Elko Land and Livestock Company

Environmental Department, PO Box 669 of Carlin  
Street and No. or P.O. Box No. City or Town  
Nevada, 89822  
State and Zip Code No.

hereby makes application for permission to change the  
Point of Diversion of a portion

of water heretofore appropriated under Permit 71431  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.

1. The source of water is Underground  
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 3.1216 cfs  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Industrial (Power Generation)  
Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.
4. The water heretofore used for Industrial (Power Generation)  
If for stock state number and kind of animals.
5. The water is to be diverted at the following point TS Power Plant - TSPP 2

within the NW¼ NE¼, Section 10, T33 N, R48 E, M.D.M., at a point from which the NE corner of Section 12, T33N, R48E, M.D.M. bears N 87°51'00" E a distance of 12365.35 feet.

Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing point of diversion is located within TS Power Plant - TSPP 1-proposed  
If point of diversion is not changed, do not answer.

within the NW¼ SE¼, Section 11, T33 N, R48 E, M.D.M., at a point from which the E¼ corner of Section 24, T33N, R48E, M.D.M. bears S 35°59'21" E a distance of 12756 feet.

61-EU

7. Proposed place of use Same as Existing

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

Sections 11, 12, 13, 14, 15, 22, 23, and that portion of N½, Section 27 within Boulder Flat (061), T33N, R48E, M.D.M.; Eureka County

8. Existing place of use

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated.

Sections 11, 12, 13, 14, 15, 22, 23, and that portion of N½, Section 27 within Boulder Flat (061), T33N, R48E, M.D.M.; Eureka County

If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled, cased well with motor and pump, totalizing flow meter, and pipeline to the place of use.  
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.

12. Estimated cost of works \$1,000,000 (one million dollars)

13. Estimated time required to construct works one year

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use three years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

*A water rights survey map is being prepared to support this application, to be submitted as soon as available; at which time the proposed point of diversion will be corrected according to the survey results.*

**RECEIVED**

MAR 16 2007

775-778-4318

Phone No.

STATE ENGINEER'S OFFICE

March 14, 2007

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

By Scott Paine Water Rights Administrator  
Print or type name clearly

Signature, applicant or agent

Environmental Department, PO Box 669

Street and No., or P.O. Box No.

Carlin, Nevada 89822

City, State, Zip Code No.

\$150 FILING FEE MUST ACCOMPANY APPLICATION

(01-1593a (Rev. 11-99))

WITHDRAWN BY APPLICANT MAY 23 2007

Tony Taylor P.E. STATE ENGINEER